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**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION**

TEVA PHARMACEUTICALS USA, INC.,

Plaintiff,

vs.

CORCEPT THERAPEUTICS, INC., et al.,

Defendants.

Case No. 5:24-cv-03567-BLF

Honorable Beth Labson Freeman

**STIPULATION AND [PROPOSED]
ORDER TO EXTEND TIME TO
RESPOND TO FIRST AMENDED
COMPLAINT AND SET RESPONSIVE
BRIEFING SCHEDULE**

JOINT STIPULATION

Pursuant to Civil Local Rule 6-1(b) and 6-2, Defendants Corcept Therapeutics, Inc. and Optime Care Inc. (collectively, “Defendants”) and Plaintiff Teva Pharmaceuticals USA, Inc. (“Plaintiff”) by and through their counsel of record, hereby stipulate as follows:

WHEREAS, on June 13, 2024, Plaintiff filed the above-captioned case against Defendants;

WHEREAS, on June 27, 2024, Plaintiff served the summons and complaint on Defendants;

WHEREAS, on July 11, 2024, the Court set the following deadlines for motion to dismiss briefing: Defendants’ Response on August 26, 2024; Plaintiff’s Opposition on October 18, 2024; Defendants’ Reply on November 12, 2024;

WHEREAS, on August 26, 2024, Defendants each filed a motion to dismiss;

WHEREAS, on September 13, 2024, Plaintiff filed the first amended complaint;

WHEREAS, on September 16, 2024, the Court terminated the Defendants’ motions to dismiss as moot in light of Plaintiff’s filing of a first amended complaint;

WHEREAS, Defendants’ current deadline to respond to the first amended complaint is September 27, 2024;

WHEREAS, the parties wish to set a briefing schedule regarding Defendants’ anticipated new motions to dismiss;

WHEREAS, Plaintiff and Defendants agree that the parties would benefit from additional time to prepare their respective briefs and thereby agree that good cause exists to modify the briefing schedule from the default deadlines provided by Civil Local Rule 7-3;

WHEREAS, the parties have conferred over and agree to the following briefing schedule:

- **Responses to Complaint:** Defendants shall have until October 14, 2024, to respond to Plaintiff’s complaint;
- **Plaintiff’s Oppositions:** Plaintiff shall have until November 13, 2024, to oppose or otherwise respond to Defendants’ anticipated responsive motions; and
- **Defendants’ Replies:** Defendants shall have until November 27, 2024, to reply to Plaintiff’s anticipated opposition papers.

1 NOW, THEREFORE, IT IS HEREBY STIPULATED AND AGREED, subject to the Court's
2 approval, that:

- 3 1. Defendants shall have until October 14, 2024, to respond to Plaintiff's complaint;
- 4 2. Plaintiff shall have until November 13, 2024, to oppose or otherwise respond to
- 5 Defendants' anticipated responsive motions; and
- 6 3. Defendants shall have until November 27, 2024, to reply to Plaintiff's anticipated
- 7 opposition papers.

8 IT IS SO STIPULATED.

9 **[PROPOSED] ORDER**

10 PURSUANT TO STIPULATION, IT IS SO ORDERED. The briefing schedule on
11 Defendants' motion to dismiss is modified as follows:

- 12 1. Defendants shall have until October 14, 2024, to respond to Plaintiff's complaint;
- 13 2. Plaintiff shall have until November 13, 2024, to oppose or otherwise respond to
- 14 Defendants' anticipated responsive motions; and
- 15 3. Defendants shall have until November 27, 2024, to reply to Plaintiff's anticipated
- 16 opposition papers.

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19 DATED: _____

The Honorable Beth Labson Freeman
United States District Judge

1 DATED: September 17, 2024

2
3 By /s/ Michael Shipley

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1 DATED: September 17, 2024

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3 By /s/ Robert W. Stone

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1 DATED: September 17, 2024

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CIVIL LOCAL RULE 5-1 ATTESTATION

I, Robert W. Stone, am the ECF user whose credentials were utilized in the electronic filing of this document. In accordance with Civil Local Rule 5-1(i)(3), I hereby attest that concurrence in the filing of this document has been obtained from each of the signatories listed above.

DATED: September 18, 2024

By /s/ Robert W. Stone
Robert W. Stone

CERTIFICATE OF SERVICE

I hereby certify that on this 17th day of September 2024, I electronically transmitted the foregoing document to the Clerk's Office using the CM/ECF System, causing it to be electronically served on all attorneys of record.

By /s/ Robert W. Stone
Robert W. Stone